

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 23, 2000

DIVISION ONE

B131746 Rafizadeyh
v.
Caplan et al.

Filed order vacating submission order of February 15, 2000. Matter reset for oral argument on limited issue of appealability. After oral argument matter to be submitted.

DIVISION TWO

[illegible]

The judgment is affirmed. Respondent(s) to recover costs.

Cooper, J.

We concur: Nott, Acting P.J.
Mallano, J. (Assigned)

DIVISION THREE

Court convened at 9:30 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., and Valorie Gray, Deputy Clerk.

Each of the following:

B118317 Vega v. Surety Life Insurance Company
B127546 People v. Craigen A.
B128475 People v. Chella M.
B126707 People v. Burke
B123953 People v. White
B124586 People v. Gross
B127043 People v. Liggins
B130667 People v. Garcia
B133690 People v. Devon C.
B133952 People v. Randy G.
B137540 Maria Q. v. S.C.L.A.
B134976 Children & Family Services v. Lynetta M.
B133654 Children & Family Services v. Michael J., et al.

Argument waived, cause submitted.

B133678 Tenet/Centinela Hospital Medical Center
 v.
 Workers Compensation Appeals Board
 Carolyn Rushing, Respondent

Merits:

Argued by David E. Lister for petitioner and by John A. Mendoza for respondent. Cause submitted.

DIVISION THREE (Continued)

B127013 Mulholland
 v.
 Jorgensen et al.

Merits:

Argued by Tony L. Cogliandro for appellant and by Benjamin L. Hecht, respondent in propria persona, by Rebekah Jorgensen, respondent in propria persona, by Stephen H. Krumm, and by Sharon L. Douglass for respondents. Cause submitted.

B127052 Green-Layos Associates
 v.
 Evans

Merits:

Argued by Thomas M. Hall for appellant and by Robert M. Berger for respondent. Cause submitted.

Court recessed at 10:30 A.M.

Court reconvened at 1:30 P.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Schneider, J. (Assigned) and Valorie Gray, Deputy Clerk.

B132312 Priest
 v.
 Parsons

Merits:

Argued by Alan D. Davis for appellant and by Jarrett S. Anderson for respondents. Cause submitted.

DIVISION THREE (Continued)

B128151 Roesch
 v.
 L.A. City Fire Department

Merits:
Argued by Andrew M. Wyatt for appellant and by Vivienne A. Swanigan,
deputy city attorney, for respondent. Cause submitted.

B130811 Nunez
 v.
 Miranda

Merits:
Argued by Glenn Rothner for appellant and by Herman Sillas for
respondent. Cause submitted.

B132575 Department of Children & Family Services
 v.
 John F.

Merits:
Argued by Sharon S. Rollo for appellant and by Patrick D. Goodman,
deputy county counsel, for respondent. Cause submitted.

B125001 Truck Insurance Company
 v.
 County of Los Angeles

Merits:
Argued by Elwood Lui and Girard Fisher for appellant and by Stephen C.
Klein and David L. Jones for respondent. Cause submitted.

DIVISION THREE (Continued)

B118305 Panduro
v.
County of Los Angeles

Merits:

Argued by Elwood Lui and Girard Fisher for appellant and by Stephen C. Klein for respondent. Matter placed off calendar.

Court adjourned at 4:20 P.M.

B125398 Walter M. Brennan
v.
Tremco Incorporated et al.

Filed order modifying opinion. (Change in judgment)

DIVISION FOUR

B131527 People (Not for Publication)
v.
Burrus

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

B131784 People (Not for Publication)
v.
Perez

The judgment is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FOUR (Continued)

B133578 People (Not for Publication)
v.
Rojas

For the foregoing reasons, the judgment is reversed and the matter remanded for an election by the prosecution as previously agreed by the parties, and for further proceedings as necessary thereafter.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

[illegible]

For the foregoing reasons, the judgment is modified to impose and suspend a parole revocation fine in the sum of \$3,000 pursuant to Penal Code section 1202.45. The trial court is directed to prepare an amended abstract of judgment in accord with this modification. As modified, the judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

B128311 Hernandez (Certified for Publication)
v.
California Hospital Medical Center

The judgment is reversed. Costs on appeal are awarded to plaintiff.

Hastings, J.

We concur: Vogel (C.S.), P.J.
Berle, J. (Assigned)

For the foregoing reasons, the judgment is modified to impose a fine in the of amount of \$200 pursuant to Penal Code section 1202.4, and to impose and suspend a fine in the sum of \$200 pursuant to Penal Code section 1202.45. As modified the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment in accord with this modification.

We concur: Vogel (C.S.), P.J.
Epstein, J.

For the foregoing reasons, the judgment is modified to impose a fine in the sum of \$200 pursuant to Penal Code section 1202.4 and to impose and suspend a fine in the sum of \$200 pursuant to Penal Code section 1202.45. As modified the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment in accord with this modification.

We concur: Vogel (C.S.), P.J.
Hastings, J.

DIVISION FIVE

B127913 Druckers', Inc., et al. (Not for Publication)
 v.
 Pioneer Electronics (USA), Inc., et al.

The order is affirmed. All parties are to bear their own costs incurred on appeal.

Turner, P.J.

We concur: Grignon, J.
 Armstrong, J.

DIVISION SIX

B127720 Boone (Not for Publication)
 v.
 Boone

The post-judgment order awarding attorney's fees is affirmed. Respondent is awarded costs on appeal.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

B134260 Department of Social Services (Not for Publication)
 v.
 Joy W. and Mark W.

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SIX (Continued)

B132532 Santa Barbara County
Child Protective Services (Not for Publication)
v.
Jenica S.

We affirm the jurisdictional and dispositional orders of the court.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

B132473 People (Not for Publication)
v.
Rivera

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

B128007 People (Certified for Publication)
v.
McFarland

Because the error in admitting Dr. Daigle's testimony was not harmless, the case must be remanded for a retrial. We need not reach appellant's remaining arguments on appeal. The judgment is reversed.

Coffee, J.

We concur: Gilbert, P.J.
 Abbe, J. (Assigned)

DIVISION SIX (Continued)

B122436 Taylor (Certified for Publication)
v.
Lockheed Martin Corporation et al.

The judgment is affirmed in part and reversed in part. The trial court is directed to vacate its order dismissing the action and to enter a new order granting summary judgment in Lockheed's favor only as to the first, third and fourth causes of action. The parties shall bear their own costs.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

B126324 People (Not for Publication)
v.
Buchanan

The judgment (order denying petition for writ of error coram nobis) is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

B132055 People (Not for Publication)
v.
Casey

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SEVEN

B132082 People (Not for Publication)
v.
Curry

The April 28, 1999 order sentencing appellant is vacated, and the case is remanded for further proceedings in conformity with the views expressed herein.

Johnson, J.

We concur: Lillie, P.J.
Neal, J.

B125865 Famco (Not for Publication)
v.
Frost

The judgment is affirmed as to the trial court's ruling on the statute of limitations and order awarding expenses. The judgment is reversed with respect to the offset and is remanded for proceedings to determine the amount of the offset of the Director's fees owed to appellant. Each side to bear their own costs on appeal.

Woods, J.

I concur: Lillie, P.J.
I concur and dissent: Neal, J. (Opinion)